

NOT FOR CITATION

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

HAROLD WALKER,

Plaintiff,

v.

JAMES TILTON, et al.,

Defendants.

No. C 07-4228 JF (PR)

ORDER GRANTING LEAVE TO  
PROCEED IN FORMA PAUPERIS

(Docket Nos. 2, 7)

Plaintiff's motions to proceed in forma pauperis (docket nos. 2, 7) are GRANTED. The total filing fee that ultimately will be due is \$350.00. In view of Plaintiff's lack of income and low account balance over the last six months, no initial partial filing fee is due. Funds for the filing fee will be taken from income to Plaintiff's account in accordance with 28 U.S.C. § 1915(B)(1). A copy of this Order and the attached instructions will be sent to Plaintiff, the prison trust account office, and the Court's financial office.

IT IS SO ORDERED.

DATED: 11/14/07

  
JEREMY FOGEL  
United States District Judge

1 UNITED STATES DISTRICT COURT  
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA

3 INSTRUCTIONS FOR PAYMENT OF PRISONER'S FILING FEE

4 The prisoner shown as the plaintiff or petitioner on the attached order has filed a civil action  
5 in forma pauperis in this court and owes to the court a filing fee. Pursuant to 28 U.S.C. §  
6 1915, the fee is to be paid as follows:

7 The initial partial filing fee listed on the attached order should be deducted by the  
8 prison trust account office from the prisoner's trust account and forwarded to the clerk  
9 of the court as the first installment payment on the filing fee. This amount is twenty  
10 percent of the greater of (a) the average monthly deposits to the prisoner's account for  
11 the 6-month period immediately preceding the filing of the complaint/petition or (b)  
12 the average monthly balance in the prisoner's account for the 6-month period  
immediately preceding the filing of the complaint/petition.

Thereafter, on a monthly basis, 20 percent of the preceding month's income credited  
to the prisoner's trust account should be deducted and forwarded to the court each  
time the amount in the account exceeds ten dollars (\$10.00). The prison trust account  
office should continue to do this until the filing fee has been paid in full.

13 If the prisoner does not have sufficient funds in his/her account to pay the initial partial filing  
14 fee, the prison trust account office should forward the available funds, and carry the balance  
forward each month until the amount is fully paid.

15 If the prisoner has filed more than one complaint, (s)he is required to pay a filing fee for each  
16 case. The trust account office should make the monthly calculations and payments for each  
case in which it receives an order granting in forma pauperis and these instructions.

17 **The prisoner's name and case number must be noted on each remittance.** The initial  
18 partial filing fee is due **within thirty days** of the date of the attached order. Checks should  
be made payable to Clerk, U.S. District Court and sent to Prisoner Accounts Receivable, U.S.  
District Court, 450 Golden Gate Avenue, Box 36060, San Francisco, CA 94102.

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20 cc: Plaintiff/Petitioner  
21 Finance Office  
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23  
24  
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26  
27  
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1 A copy of this ruling was mailed to the following:

2 Harold Walker  
3 V60211  
4 Correctional Training Facility-North  
5 P.O. Box 705  
6 "B" Yard WB 129L  
7 Soledad, CA 93960

8 Correctional Training Facility  
9 ATTN: Prisoner Trust Accounts  
10 P.O. Box 686  
11 Soledad, CA 93960  
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